

**RICHARD A. SCHONFELD, ESQ.
Nevada Bar No. 6815
CHESNOFF & SCHONFELD
520 South Fourth Street
Las Vegas, Nevada 89101
Telephone: (702)384-5563
Attorney for Defendant, *SALEUMKIAT KAYARATH***

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

* * * *

STIPULATION TO MODIFY CONDITIONS OF RELEASE TO REMOVE ALCOHOL MONITORING

IT IS HEREBY STIPULATED AND AGREED, by and between the United States of America, by and through Assistant United States Attorney Susan Cushman, Esq., and Defendant, **SALEUMKIAT KAYARATH**, by and through his attorney Richard A. Schonfeld, Esq., that the condition of release requiring the Defendant to be monitored by an alcohol detection device be removed.

This Stipulation is entered into for the following reasons:

1. On March 3, 2022, Defendant appeared for his Initial Appearance related to a violation of his Supervised Release. At that time, the Court Ordered an additional condition of Mr. Kayarath's release to include alcohol monitoring;

1 2. On January 4, 2023, the Court held a status conference related to the revocation
2 proceedings. The matter has been further set out to 6/14/23 for Mr. Kayarath's continued
3 compliance with the conditions of his Supervised Release;
4

5 3. At the time of the hearing, the parties did not address the condition related to alcohol
6 monitoring, which has been in place for over 10 months. Since then, the undersigned counsel has
7 communicated with Probation Officer McCarroll and Assistant United States Attorney Susan
8 Cushman and neither object to the removal of the condition of alcohol monitoring.
9

10 For the foregoing reasons, the parties stipulate to the removal of the condition over Mr.
11 Kayarath that he be subject to alcohol monitoring.

12 **DATED** this 18th day of January, 2023.

13 **UNITED STATES ATTORNEY**

14 /s/ Susan Cushman

15 **SUSAN CUSHMAN, AUSA**

16 501 Las Vegas Blvd. South, Suite 1100
17 Las Vegas, Nevada 89101
18 Attorney for Plaintiff

19 Tel: (702) 388-6336

20 **CHESNOFF & SCHONFELD**

21 /s/ Richard A. Schonfeld

22 **RICHARD A. SCHONFELD, ESQ.**

23 520 South Fourth Street
24 Las Vegas, Nevada 89101
25 Attorney for Defendant, Saleumkiat
26 Kayarath
27 Tel: (702) 384-5563

1 **FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER**

2 Having considered the Stipulation of the Parties, and good cause being shown, the Court
3 hereby finds and Orders as follows:

4 1. On March 3, 2022, Defendant appeared for his Initial Appearance related to a violation
5 of his Supervised Release. At that time, the Court Ordered an additional condition of Mr.
6 Kayarath's release to include alcohol monitoring;

7 2. On January 4, 2023, the Court held a status conference related to the revocation
8 proceedings. The matter has been further set out to 6/14/23 for Mr. Kayarath's continued
9 compliance with the conditions of his Supervised Release;

10 3. At the time of the hearing, the parties did not address the condition related to
11 alcohol monitoring, which has been in place for over 10 months. Since then, the parties have
12 communicated and there is no object to the removal of the condition of alcohol monitoring.

13 Accordingly, the Court hereby Orders that the conditions of Mr. Kayarath's release be
14 modified so that he is no longer subject to alcohol monitoring.

15 **ORDER**

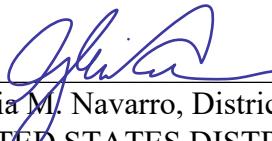
16 **IT IS SO ORDERED.**

17 Dated this 18 day of January, 2023

18 Submitted by:

19 */s/ Richard A. Schonfeld*

20 RICHARD A. SCHONFELD, ESQ.
21 CHESNOFF & SCHONFELD
22 520 S. 4th Street
23 Las Vegas, Nevada 89101
24 Attorney for Defendant

25 
26 Gloria M. Navarro, District Judge
27 UNITED STATES DISTRICT COURT